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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

6 Case No: CV11-02234-JSW
7 NICK MAKREAS,)
8 Plaintiff,)
9 v.)
10 FIRST NATIONAL BANK OF NORTHERN)
11 CALIFORNIA, a business entity; T.D.)
12 SERVICE COMPANY, form unknown;)
13 KATHY CASTOR;; an individual; RANDY)
14 BRUGONI, an individual; COUNTY OF SAN)
15 MATEO; SAN MATEO COUNTY)
16 SHERIFF'S OFFICE; SAN MATEO)
17 COUNTY SHERIFF GREG MUNKS, in his)
18 individual and official capacity; SAN MATEO)
19 COUNTY SHERIFF'S DEPUTY STEPHEN)
20 DUVALL; SAN MATEO COUNTY)
21 SHERIFF'S DEPUTY HOSS, in his individual)
22 and official capacity; SAN MATEO COUNTY)
23 SHERIFF'S DEPUTY VALENICA, in his)
24 individual and official capacity; Employees 1)
25 through 25 inclusive; and DOES 26-50;)
26 Defendants.)
27)
28)

1 IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES HEREO THROUGH
2 THEIR UNDERSIGNED COUNSEL:

3 1. The above-entitled action shall be dismissed without prejudice against defendants
4 County of San Mateo; San Mateo County Sheriff's Office; San Mateo County
5 Sheriff Greg Munks; San Mateo County Sheriff's Deputy Stephen Duvall; San
6 Mateo County Sheriff's Deputy Hoss; and San Mateo County Sheriff's Deputy
7 Valencia pursuant to Federal Rule of Civil Procedure 41.
8 2. Plaintiff and defendants County of San Mateo; San Mateo County Sheriff's
9 Office; San Mateo County Sheriff Greg Munks; San Mateo County Sheriff's
10 Deputy Stephen Duvall; San Mateo County Sheriff's Deputy Hoss; and San
11 Mateo County Sheriff's Deputy Valencia will bear their own costs and fees.

12 IT IS FURTHER STIPULATED THAT:

13 Any statute of limitations governing any claim against defendants County of San Mateo;
14 San Mateo County Sheriff's Office; San Mateo County Sheriff Greg Munks; San Mateo County
15 Sheriff's Deputy Stephen Duvall; San Mateo County Sheriff's Deputy Hoss; and San Mateo
16 County Sheriff's Deputy Valencia is tolled from the date this action was filed, May 6, 2011, and
17 ending 6 months after the date of the filing of this stipulation.

18 Dated: September 27, 2011
19

20 /s/ Nelson W. Goodell
21 NELSON W. GOODELL
22 The Goodell Law Firm
23 Attorney for Plaintiff, Nick Makreas

24 Dated: September 28, 2011
25
26 
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28

EUGENE WHITLOCK
San Mateo County Counsel's Office

Attorney for Defendants, County of San Mateo; San Mateo County Sheriff's Office; San Mateo County Sheriff Greg Munks; and San Mateo County Sheriff's Deputy Stephen Duvall; San Mateo County Sheriff's Deputy Stephen Valencia

ORDER

IT IS HEREBY ORDERED THAT the above-entitled action shall be dismissed without prejudice against defendants County of San Mateo; San Mateo County Sheriff's Office; San Mateo County Sheriff Greg Munks; San Mateo County Sheriff's Deputy Stephen Duvall; San Mateo County Sheriff's Deputy Hoss; and San Mateo County Sheriff's Deputy Valencia pursuant to Federal Rule of Civil Procedure 41.

Plaintiff and defendants County of San Mateo; San Mateo County Sheriff's Office; San Mateo County Sheriff Greg Munks; San Mateo County Sheriff's Deputy Stephen Duvall; San Mateo County Sheriff's Deputy Hoss; and San Mateo County Sheriff's Deputy Valencia will bear their own costs and fees.

Any statute of limitations governing any claim against defendants County of San Mateo; San Mateo County Sheriff's Office; San Mateo County Sheriff Greg Munks; San Mateo County Sheriff's Deputy Stephen Duvall; San Mateo County Sheriff's Deputy Hoss; and San Mateo County Sheriff's Deputy Valencia is tolled from the date this action was filed, May 6, 2011, and ending 6 months after the date of the filing of this stipulation.

Dated: September 29, 2011

Jeffrey S. White
THE HON. JEFFREY S. WHITE